

### **DISPERSAL ORDER**

"I am (rank and officer's name), a police officer for the Los Angeles School Police Department. I hereby declare this to be an unlawful assembly and, in the name of the people of the State of California, command all those assembled at (give specific location/address) to immediately disperse. If you do not do so, you may be arrested or subject to other police action. Other police action may include the use of less lethal munitions, which could cause significant risk of serious injury to those who remain. Section 409 of the Penal Code prohibits remaining present at an unlawful assembly. If you remain in the area which was just described, regardless of your purpose in remaining, you will be in violation of Section 409. The following routes of dispersal are available (give the most convenient route(s) of dispersal). You have \_\_\_\_ minutes (give reasonable amount of time) to disperse.

### **DISPERSAL ORDER (SPANISH)**

"Soy (officer's name and rank) oficial de policia del Departamento Escolar de Los Angeles. Por medio del presente, declaro esta reunion ilegal y en nombre del pueblo del Estado de California ordeno a todas las personas reunidas en (give specific location) se dispersen inmediatamente. De lo contrario seran arrestados o estaran sujetos a otras acciones policiacas. Otras acciones policiacas pueden incluir el uso de municiones de menos lethal las cuales pueden causar el riesgo significante de heridas serias. La Seccion 409 delCodigo Penal prohíbe permanecer en una reunion ilegal. Si usted o ustedes permanecen en las areas mencionadas, sin importar el proposito de su permanencia, usted / ustedes estaran violando la seccion 409 delCodigo Penal del Estado de California. Las rutas que se pueden usar para dispersarse son las siguientes: (give the most convenient route(s) of dispersal. Ustedes tienen \_\_\_\_ minutos (give a reasonable amount of time) para dispersarse.

404	PC	Riot
404.6	PC	Incite Riot
406	PC	Rout
407	PC	Unlawful Assembly
409	PC	Remain present after warning to disperse

21456(b)	CVC	Ped crossing against a don't walk signal
21950(b)	CVC	Ped illegally entering roadway/obstructing traffic
21594(a)	CVC	Ped outside crosswalk
21955	CVC	J-walk
21956(a)	CVC	Ped on roadway
21966	CVC	Ped in bicycle lane

41.18	LAMC Loitering	(a)annoy/molest ped on sidewalk (b)tunnel (c)sit, lie, sleep on any street, sidewalk or other public way (under litigation)
41.19	LAMC Public Assemblages-obstruct entrance	
41.24	LAMC Trespass on private property without consent	
41.57	LAMC Load Noise from sound making device	(1) on private property (2) on public street (3) in a public park

## DISPERSAL ORDER

I am (**rank, officer's name**) of the Los Angeles School Police Department. I hereby declare this to be an unlawful assembly and, in the name of the People of the State of California, command all those assembled at (**give specific location**) to immediately disperse. If you do not do so, you will be arrested.

\*Give the most convenient route(s) of dispersal and, give a reasonable amount of time to disperse.

## Spanish Translation

"Soy (officer's name), oficial de Policia Escolar de Los Angeles. Por la presente declaro que esta reunio es ilegal y en nombre del pueblo del Estado de California ordeno que todas las personas reunidas en (give specific location). Se dispersen inmediatamente. De lo contrario seran arrestadas.

### **Applicable Statutes:**

**Penal Code 407** defines an “unlawful assembly” as: “Whenever two or more persons assemble together to do an unlawful act, or to do a lawful act in a violent, boisterous or tumultuous manner, such assembly is an unlawful assembly.” “Boisterous or tumultuous manner” has been interpreted by the courts to mean conduct which poses a clear and present danger of imminent violence

**Penal Code 409** makes it a misdemeanor to remain "present at the place of any riot, rout, or unlawful assembly, after the same has been lawfully warned to disperse, except public officers and persons assisting them in attempting to disperse the same."<sup>1</sup>

**Penal Code 416** makes it a misdemeanor "if two or more persons assemble for the purpose of disturbing the public peace, or committing any unlawful act, and do not disperse on being desired or commanded so to do by a public office.

**Penal Code 594 (a)** Every person who maliciously commits any of the following acts with respect to any real or personal property not his or her own, in cases other than those specified by state law, is guilty of vandalism:

- (1) Defaces with graffiti or other inscribed material.
- (2) Damages.
- (3) Destroys.

### **Penal Code 647c Obstruction of a Public Way:**

Willfully and maliciously obstructing a public way and forcing people to get of the way (misdemeanor).

### **Contributing to the Delinquency of a Minor:**

Penal Code 272- To commit any act or **omit the performance of any duty** which causes the following situations to a minor (person under age 18):

- **serious non-accidental physical harm**
- **inability to adequately supervise or protect a child**
- serious emotional damage
- sexual abuse
- the death of a child through abuse or neglect
- the subjection a child to acts of cruelty
- put a child at risk by abusing or neglecting a child's sibling
- threatens, commands, persuades, or endeavors to induce any person under the age of 18 to fail or refuse to conform to a lawful order of the juvenile court.

LAMC: 45.04- Daytime curfew (minors only)